

## EXHIBIT C



## Notice of Service of Process

JWG / ALL  
Transmittal Number: 17875161  
Date Processed: 03/12/2018

**Primary Contact:** Kellie Hallam  
ConocoPhillips  
600 North Dairy Ashford Road  
Houston, TX 77079

**Electronic copy provided to:** Lisa Webster  
Pamela Jenkins

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<b>Entity:</b>	ConocoPhillips Company Entity ID Number 0013132
<b>Entity Served:</b>	Conocophillips Company
<b>Title of Action:</b>	Mary Major vs. SFPP, L.P.
<b>Document(s) Type:</b>	Summons/Complaint
<b>Nature of Action:</b>	Wrongful Death
<b>Court/Agency:</b>	Maricopa County Superior Court, Arizona
<b>Case/Reference No:</b>	CV2018-003217
<b>Jurisdiction Served:</b>	Arizona
<b>Date Served on CSC:</b>	03/09/2018
<b>Answer or Appearance Due:</b>	20 Days
<b>Originally Served On:</b>	CSC
<b>How Served:</b>	Personal Service
<b>Sender Information:</b>	Scott I. Palumbo 602-265-5777

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3 2800 N. Central Ave., Suite 1400  
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13 (505) 910-4382 (fax)  
14 [keith@pattonlaw.com](mailto:keith@pattonlaw.com)  
15 (*pro hac vice pending*)

16 Attorneys for Plaintiffs

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**SUPERIOR COURT OF ARIZONA**  
**MARICOPA COUNTY**

MARY MAJOR, individually, and as the  
representative of THE ESTATE OF ELWYN  
WEBB; JOSHUA WEBB,

Plaintiff,

v.

SFPP, L.P.; KINDER MORGAN ENERGY  
PARTNERS, L.P.; KINDER MORGAN  
G.P., INC.; KINDER MORGAN  
OPERATING L.P. "D"; CALJET OF  
AMERICA, LLC; CALJET II LLC; SHELL  
OIL COMPANY; EQUILON  
ENTERPRISES LLC; CONOCOPHILLIPS  
COMPANY; ATLANTIC RICHFIELD  
COMPANY D/B/A ARCO PRODUCTS  
COMPANY; CIRCLE K TERMINAL LLC;  
BP PRODUCT NORTH AMERICA;  
EXXON MOBIL CORPORATION D/B/A

No. CV 2018-003217

**SUMMONS**

If you would like legal advice from a lawyer,  
Contact the Lawyer Referral Service at  
602-257-4434

or

[www.maricopalawyers.org](http://www.maricopalawyers.org)

Sponsored by the  
Maricopa County Bar Association

MOBIL OIL CORP.; CHEVRON U.S.A.  
INC.; PRO-PETROLEUM INC.; VALERO  
MARKETING AND SUPPLY COMPANY;  
JOHN DOES I-V; AND BLACK  
CORPORATIONS I-V,

Defendants.

## STATE OF ARIZONA

### To Defendant(s):

#### **SFPP, L.P.**

Via Registered Agent:  
CT CORPORATION SYSTEM  
3800 NORTH CENTRAL AVENUE  
SUITE 460  
PHOENIX, AZ 85012

#### **CONOCOPHILLIPS COMPANY**

Via Registered Agent:  
UNITED STATES CORPORATION CO.  
2338 W ROYAL PALM RD STE J  
PHOENIX, AZ 85021

#### **KINDER MORGAN ENERGY PARTNERS, L.P.**

Does not maintain a registered agent in AZ  
KINDER MORGAN ENERGY  
PARTNERS, L.P.  
500 DALLAS ST.  
HOUSTON, TX 77002

#### **ATLANTIC RICHFIELD COMPANY D/B/A ARCO PRODUCTS COMPANY**

Via Registered Agent:  
CT CORPORATION SYSTEM  
3800 N CENTRAL AVE SUITE 460  
PHOENIX, AZ 85012

#### **KINDER MORGAN G.P., INC.**

Via Registered Agent:  
CAPITOL CORPORATE SERVICES INC  
2338 W ROYAL PALM RD STE J  
PHOENIX, AZ 85021

#### **CIRCLE K TERMINAL LLC**

Via Registered Agent:  
CORPORATION SERVICE COMPANY  
2338 W ROYAL PALM RD STE J  
PHOENIX, AZ 85021

#### **KINDER MORGAN OPERATING L.P. "D"**

Via Registered Agent:  
CAPITOL CORPORATE SERVICES INC  
2338 W ROYAL PALM RD STE J  
PHOENIX, AZ 85021

#### **BP PRODUCT NORTH AMERICA**

Via Registered Agent:  
CT CORPORATION SYSTEM  
3800 N CENTRAL AVE SUITE 460  
PHOENIX, AZ 85012

<b>CALJET OF AMERICA, LLC</b> Via Registered Agent: RICH TARNOPOLSKI 5601 W VAN BUREN PHOENIX, AZ 85043	<b>EXXON MOBIL CORPORATION D/B/A MOBIL OIL CORP.</b> Via Registered Agent: CORPORATION SERVICE COMPANY 2338 W ROYAL PALM RD STE J PHOENIX, AZ 85021
<b>CALJET II LLC</b> Via Registered Agent: RICH TARNOPOLSKI 5601 W VAN BUREN PHOENIX, AZ 85043	<b>CHEVRON U.S.A. INC.</b> Via Registered Agent: PRENTICE-HALL CORP SYSTEM 2338 W ROYAL PALM RD STE J PHOENIX, AZ 85021
<b>SHELL OIL COMPANY</b> Via Registered Agent: CT CORPORATION SYSTEM 2390 E CAMELBACK RD PHOENIX, AZ 85016	<b>PRO-PETROLEUM INC.</b> Via Registered Agent: CT CORPORATION SYSTEM 3800 N CENTRAL AVE SUITE 460 PHOENIX, AZ 85012
<b>EQUILON ENTERPRISES LLC</b> Via Registered Agent: CT CORPORATION SYSTEM 3800 N CENTRAL AVE SUITE 460 PHOENIX, AZ 85012	<b>VALERO MARKETING AND SUPPLY COMPANY</b> Via Registered Agent: CT CORPORATION SYSTEM 3800 N CENTRAL AVE SUITE 460 PHOENIX, AZ 85012

**YOU ARE HEREBY SUMMONED** and required to appear and defend, within the time applicable, in this action in this Court. If served within Arizona, you shall appear and defend within twenty (20) days after the service of the Summons and Complaint upon you, exclusive of the day of service. If served out of the State of Arizona -- whether by direct service, by registered or certified mail, or by publication -- you shall appear and defend within thirty (30) days after the service of the Summons and Complaint upon you is complete, exclusive of the day of service. Where process is served upon the Arizona Director of Insurance as an insurer's attorney to receive service of legal process against it in this state, the insurer shall not be

1 required to appear, answer or plead until expiration of forty (40) days after date of such service  
 2 upon the Director. Service by registered or certified mail without the State of Arizona is  
 3 complete thirty (30) days after the date of filing the receipt and affidavit of service with the  
 4 Court. Service by publication is complete thirty (30) days after the date of first publication.  
 5 Direct service is complete when made. Service upon the Arizona Motor Vehicle Superintendent  
 6 is complete thirty (30) days after filing the Affidavit of Compliance and return receipt of  
 7 Officer's Return. **RCP 4; A.R.S. §§ 20-222, 28-502, 28-503.**

10 **YOU ARE HEREBY NOTIFIED** that in case of your failure to appear and defend  
 11 within the time applicable, judgment by default may be rendered against you for the relief  
 12 demanded in the Complaint.

14 **YOU ARE CAUTIONED** that in order to appear and defend, you must file an Answer  
 15 or proper response in writing with the Clerk of this Court, accompanied by the necessary filing  
 16 fee, within the time required, and you are required to serve a copy of any Answer or response  
 17 upon the Plaintiff's attorney. **RCP 10(D); A.R.S. § 12-311; RCP 5.**

#### 20 **ADA Notification**

- 21 (1) Requests for reasonable accommodation for persons with disabilities must be  
 22 made to the division assigned to the case by the party needing accommodation or  
 23 his/her counsel at least three (3) judicial days in advance of a scheduled court  
 proceeding.
- 24 (2) Requests for an interpreter for persons with limited English proficiency must be  
 25 made to the division assigned to the case by the party needing the interpreter  
 26 and/or translator or his/her counsel at least ten (10) judicial days in advance of a  
 27 scheduled court proceeding.

1 The name and address of Plaintiff's attorney is:

2 Scott I. Palumbo  
3 PALUMBO WOLFE & PALUMBO, P.C.  
4 2800 N. Central Ave., Suite 1400  
5 Phoenix, Arizona 85004

6 SIGNED AND SEALED this date: \_\_\_\_\_

7 Clerk

8  
9 By: \_\_\_\_\_



**COPY**  
MAR - 6 2018  
Deputy Clerk  
MICHAEL K. JEANES, CLERK  
R. MALLARD  
DEPUTY CLERK

**COPY**

MAR - 6 2018



MICHAEL K. JEANES, CLERK  
R. MALLARD  
DEPUTY CLERK

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10 500 Copper Ave NW, Suite 100  
11 Albuquerque, NM 87102  
12 (505) 910-4800  
13 (505) 910-4382 (fax)  
14 keith@pattonlaw.com  
15 (*pro hac vice pending*)

16 Attorneys for Plaintiffs

17 **SUPERIOR COURT OF ARIZONA**  
18 **MARICOPA COUNTY**

19 MARY MAJOR, individually, and as the  
20 representative of THE ESTATE OF ELWYN  
21 WEBB; JOSHUA WEBB,

22 Plaintiffs,

23 v.

No. CV 2018-003217

COMPLAINT

(Tort: Wrongful Death)

24 SFPP, L.P.; KINDER MORGAN ENERGY  
25 PARTNERS, L.P.; KINDER MORGAN  
26 G.P., INC.; KINDER MORGAN  
27 OPERATING L.P. "D"; CALJET OF  
28 AMERICA, LLC; CALJET II LLC;  
SHELL OIL COMPANY; EQUILON  
ENTERPRISES LLC; CONOCOPHILLIPS  
COMPANY; ATLANTIC RICHFIELD  
COMPANY D/B/A ARCO PRODUCTS  
COMPANY; CIRCLE K TERMINAL LLC;  
BP PRODUCT NORTH AMERICA;  
EXXON MOBIL CORPORATION D/B/A



1 MOBIL OIL CORP.; CHEVRON U.S.A.  
2 INC.; PRO-PETROLEUM INC.;  
3 VALERO MARKETING AND SUPPLY  
4 COMPANY; JOHN DOES I-V; AND  
5 BLACK CORPORATIONS I-V,

6 Defendants.

7 Plaintiffs, for their claims against the defendants, allege as follows:

8 1. Plaintiff MARY MAJOR is a resident of Arizona, and is the surviving spouse of  
9 ELWYN WEBB. She is also the representative of the ESTATE OF ELWYN WEBB.  
10

11 2. Plaintiff JOSHUA WEBB is the surviving son of ELWYN WEBB.

12 3. Defendant SFPP, L.P. is a business entity authorized, registered, and doing  
13 business in Arizona.  
14

15 4. Defendant KINDER MORGAN ENERGY PARTNERS, L.P. is a business entity  
16 doing business in Arizona.  
17

18 5. Defendant KINDER MORGAN G.P., Inc. is a business entity authorized,  
19 registered, and doing business in Arizona.

20 6. Defendant KINDER MORGAN OPERATING L.P. "D" is a business entity  
21 authorized, registered, and doing business in Arizona.  
22

23 7. Defendant CALJET OF AMERICA, LLC is an Arizona limited liability company  
24 authorized, registered, and doing business in Arizona, with its principal place of business in  
25 Phoenix, Maricopa County, Arizona.  
26

27 8. Defendant CALJET II LLC is an Arizona limited liability company authorized,  
28 registered, and doing business in Arizona, with its principal place of business in Phoenix,

1 Maricopa County, Arizona.

2 9. Defendant SHELL OIL COMPANY is a business entity authorized, registered,  
3 and doing business in Arizona.  
4

5 10. Defendant EQUILON ENTERPRISES LLC is a business entity authorized,  
6 registered, and doing business in Arizona.  
7

8 11. Defendant CONOCOPHILLIPS COMPANY is a business entity authorized,  
9 registered, and doing business in Arizona.

10 12. Defendant ATLANTIC RICHFIELD COMPANY D/B/A ARCO PRODUCTS  
11 COMPANY is a business entity authorized, registered, and doing business in Arizona.  
12

13 13. Defendant CIRCLE K TERMINAL LLC is a business entity authorized,  
14 registered, and doing business in Arizona.  
15

16 14. Defendant BP PRODUCT NORTH AMERICA is a business entity authorized,  
17 registered, and doing business in Arizona.

18 15. Defendant EXXON MOBIL CORPORATION D/B/A MOBIL OIL CORP. is a  
19 business entity authorized, registered, and doing business in Arizona.  
20

21 16. Defendant CHEVRON U.S.A. INC. is a business entity authorized, registered, and  
22 doing business in Arizona.  
23

24 17. Defendant PRO-PETROLEUM INC. is a business entity authorized, registered,  
25 and doing business in Arizona.

26 18. Defendant VALERO MARKETING AND SUPPLY COMPANY is a business  
27 entity authorized, registered, and doing business in Arizona.  
28

19. Defendants JOHN DOES I-V and BLACK CORPORATIONS I-V are, and at all material times were, persons, agents, servants, employees, corporations and/or business entities whose true names and identities are not presently known to the Plaintiffs. The Plaintiffs allege, upon information and belief, that John Does I-V and Black Corporations I-V are citizens, residents or incorporated in the State of Arizona. The Plaintiffs are informed and believe that one or more of these individuals and/or business entities caused an event to occur within the State of Arizona that is the subject of this Complaint.

20. Jurisdiction and venue are proper in this court.

21. From approximately 1985 to 2016, ELWYN WEBB worked as a gasoline truck driver for Calzona Tankways and later Coastal Transport Company, Inc.

22. As a gasoline truck driver, he loaded benzene-containing gasoline at the following terminals and loading racks owned and/or operated by each respective defendant:

**TERMINAL ADDRESS(ES)**

**OWNER(S)/OPERATOR(S)**

49 N. 53<sup>rd</sup> Ave., Phoenix, AZ 85043

SFPP, L.P.; KINDER MORGAN ENERGY PARTNERS, L.P.; KINDER MORGAN G.P., INC.; KINDER MORGAN OPERATING L.P. "D";

125 N. 53<sup>rd</sup> Ave., Phoenix, AZ 85043 and  
5159 W. Monroe St., Phoenix, AZ 85043

CALJET OF AMERICA, LLC and  
CALJET II LLC;

109 N. 55<sup>th</sup> Ave, Phoenix, AZ 85043

SHELL OIL COMPANY; EQUILON  
ENTERPRISES LLC;

S. 51<sup>st</sup> Ave., Phoenix, AZ 85043 and  
134 N. 55<sup>th</sup> Ave., Phoenix, AZ 85005

CONOCOPHILLIPS COMPANY;

5333 W. Van Buren, Phoenix, AZ 85043

ATLANTIC RICHFIELD COMPANY; D/B/A  
ARCO PRODUCTS COMPANY; CIRCLE K

1 TERMINAL LLC; BP PRODUCT NORTH  
2 AMERICA; EXXON MOBIL  
3 CORPORATION D/B/A MOBIL OIL CORP.

4 5110 W. Madison St., Phoenix, AZ 85043 CHEVRON U.S.A. INC.; KINDER MORGAN  
5 ENERGY PARTNERS, L.P.

6 408 S. 43<sup>rd</sup> Ave., Phoenix, AZ 85009 PRO-PETROLEUM INC.

7 23. The benzene-containing gasoline was manufactured, marketed, and/or sold by  
8 each respective defendant.

9 24. In the course of his work at the defendants' premises, ELWYN WEBB was  
10 exposed to benzene through inhalation and dermal absorption of the defendants' gasoline.

11 25. As a direct and proximate result of his exposure to benzene, ELWYN WEBB  
12 contracted Myelodysplastic Syndrome (MDS), a benzene-induced blood and bone marrow  
13 cancer.  
14

15 26. ELWYN WEBB was diagnosed with MDS in January 2016 and died on March 19,  
16 2016.  
17

18  
19 **COUNT I**  
20 **NEGLIGENCE (PREMISES LIABILITY)**

21 27. The plaintiffs allege and incorporate herein each allegation set forth above.

22 28. The defendants owed a duty to exercise reasonable care and caution for the safety,  
23 health and welfare of ELWYN WEBB and others working on their premises where benzene was  
24 used.  
25

26 29. The defendants knew, or in the exercise of reasonable care should have known, of  
27 an unreasonably dangerous condition on the premises of their terminals, specifically benzene  
28

1 exposure, and that such exposure involved a foreseeable risk of harm and injury to a person in  
2 ELWYN WEBB'S position.

3  
4 30. Nevertheless, the defendants negligently, recklessly and or intentionally failed to  
5 evaluate such conditions and failed to use reasonable care to prevent harm to the plaintiff and  
6 others by the dangers associated with occupational exposure to benzene.

7  
8 31. The defendants required workers, including ELWYN WEBB, to work with or in  
9 close proximity to benzene, and be exposed to same, without the necessary preventative  
10 measures or precautions.

11  
12 32. The defendants knew, or in the exercise of reasonable care should have known,  
13 that ELWYN WEBB would not discover the dangerous condition, would not realize the  
14 condition presented an unreasonable risk of injury, or would not protect himself from the  
15 condition.

16  
17 33. The defendants were negligent and breached their duties to exercise reasonable  
18 care for the safety, health, and welfare of ELWYN WEBB by doing one or more of the  
19 following:  
20

- 21 a. Failing to take precautions or to warn ELWYN WEBB of the dangers and  
22 harm from benzene to which he was exposed while handling benzene-  
23 containing gasoline;
- 24 b. Failing to provide ELWYN WEBB with sufficient knowledge as to what  
25 would be reasonably safe and sufficient wearing apparel and proper  
26 protective equipment to protect him from being damaged by exposure to  
27 benzene;
- 28 c. Failing to take precautions or to exercise care by placing warnings or  
cautions in the areas where benzene-containing gasoline were located and  
handled, or on the fuel pumps to warn the handlers thereof of the dangers to

1 health in coming into contact with benzene;

- 2 d. Failing to take reasonable care to warn mechanics and service station  
3 workers such as ELWYN WEBB of said dangers, and/or to instruct in the  
4 proper handling of benzene-containing gasoline, or to take proper  
5 precautions or exercise care to protect ELWYN WEBB from harm, and  
6 failed to timely adopt and enforce any safety plan and method of handling  
7 such products and resultant exposures to benzene;
- 8 e. Ignoring or failing to learn that the benzene-containing gasoline they  
9 introduced into the stream of commerce was toxic and/or carcinogenic and  
10 failing to adequately warn of same;
- 11 f. Creating dangerous conditions on their premises;
- 12 g. Failing to keep their premises in a reasonably safe condition;
- 13 h. Failing to give adequate warnings of the dangerous conditions on their  
14 respective premises;
- 15 i. Failing to protect invitees, such as ELWYN WEBB, from the hazards  
16 associated with exposure to benzene;
- 17 j. Failing to medically monitor or perform industrial hygiene monitoring for  
18 ELWYN WEBB;
- 19 k. Supplying benzene-containing gasoline with marketing, design, and/or  
20 manufacturing defects;
- 21 l. Committing acts or omissions while having a right to control;
- 22 m. Failing to properly exercise the right to control;
- 23 n. Failing to provide a safe place to work;
- 24 o. Failing to provide adequate safety equipment;
- 25 p. Failing to monitor benzene levels at their premises;
- 26 q. Failing to adopt and enforce a reasonable and safe industrial hygiene plan  
27 for benzene;  
28

- r. Failing failed to provide ELWYN WEBB with visible, understandable warnings that were adequate to convey the severity of the risks of exposure to benzene;
- s. Failing to take reasonable care to warn ELWYN WEBB of the latency period concerning diseases caused by benzene exposure;
- t. Failing to take reasonable care to warn ELWYN WEBB of bystander exposure;
- u. Failing to warn ELWYN WEBB about the risk of developing cancer, including MDS;
- v. Failing to warn ELWYN WEBB that there is no known safe level of exposure to benzene.

34. In failing to keep their premises reasonably safe, the defendants proximately caused ELWYN WEBB to be exposed to significant amounts of benzene, which caused him to develop MDS and die.

35. As a direct and proximate result of the defendants' fault, ELWYN WEBB incurred substantial medical expenses, for which THE ESTATE OF ELWYN WEBB claims as damages in this suit.

36. As a direct and proximate result of the defendants' fault, MARY MAJOR and JOSHUA WEBB have been and will continue to be deprived of the love, affection, comfort, companionship and care of ELWYN WEBB, and have experienced, and will continue to experience, pain, grief, sorrow, anguish, stress, mental suffering, and a diminished quality of life as a result of ELWYN WEBB'S death.

**COUNT II**  
**NEGLIGENCE (FAILURE TO WARN)**

37. The plaintiffs allege and incorporate herein each allegation set forth above.

1        38. The defendants manufactured, distributed, and/or sold benzene-containing  
2 gasoline.

3  
4        39. The defendants each had a duty to exercise reasonable care to warn ELWYN  
5 WEBB and others similarly situated with respect to the risk of harm posed by their benzene-  
6 containing gasoline.

7  
8        40. The defendants were negligent and breached their duties to exercise reasonable  
9 care for the safety, health, and welfare of ELWYN WEBB by doing one or more of the  
10 following:

- 11
- 12        a. Failing to take precautions or to warn ELWYN WEBB of the dangers and  
13        harm from benzene and carcinogens to which he was exposed while  
14        handling benzene-containing gasoline;
  - 15        b. Failing to provide ELWYN WEBB with sufficient knowledge as to what  
16        would be reasonably safe and sufficient wearing apparel and proper  
17        protective equipment and appliances to protect him from being damaged by  
18        exposure to benzene;
  - 19        c. Failing to take precautions or to exercise care by placing any warnings or  
20        cautions on the containers of such products to warn the handlers thereof of  
21        the dangers of benzene to health in coming into contact with benzene;
  - 22        d. Failing to take reasonable care to warn ELWYN WEBB of said dangers  
23        and/or to instruct ELWYN WEBB in the proper handling of benzene, or to  
24        take proper precautions or exercise care to protect ELWYN WEBB from  
25        harm, and failed to timely adopt and enforce a safety plan and method of  
26        handling benzene;
  - 27        e. Ignoring or failing to learn that the benzene-containing gasoline they  
28        introduced into the stream of commerce contained benzene and was toxic  
29        and/or carcinogenic and failing to adequately warn of same;
  - 30        f. Supplying products with marketing, design, and/or manufacturing defects;
  - 31        g. Failing to provide adequate safety equipment;



- h. Failing to provide visible, understandable warnings that were adequate to convey the severity of the risks associated with benzene;
- i. Failing to take reasonable care to warn ELWYN WEBB of the latency period concerning diseases caused by benzene;
- j. Failing to take reasonable care to warn ELWYN WEBB of bystander exposure at the workplace;
- k. Failing to warn ELWYN WEBB about the risk of developing cancer, including MDS;
- l. Failing to warn ELWYN WEBB that there is no known safe level of exposure to benzene from exposure to gasoline.

41. These acts of negligence by each or all of the defendants caused and/or contributed to ELWYN WEBB'S MDS, subsequent death, and the plaintiffs' damages.

42. As a direct and proximate result of the defendants' fault for failure to warn, ELWYN WEBB incurred substantial medical expenses, for which THE ESTATE OF ELWYN WEBB claims as damages in this suit.

43. As a direct and proximate result of the defendants' fault for failure to warn, MARY MAJOR and JOSHUA WEBB were and continue to be deprived of the love, affection, comfort, companionship and care of ELWYN WEBB, and have experienced, and will continue to experience, pain, grief, sorrow, anguish, stress, mental suffering, and a diminished quality of life as a result of ELWYN WEBB'S death.

WHEREFORE, the plaintiffs pray for judgment against the defendants as follows:

- A. For general damages to be proven at trial;
- B. For special damages to be proven at trial;

- 1 C. For the wrongful death damages suffered by MARY MAJOR and JOSHUA  
2 WEBB as a result of ELWYN WEBB'S death.  
3  
4 D. For the medical expenses incurred by THE ESTATE OF ELWYN WEBB.  
5  
6 E. For funeral and burial expenses.  
7  
8 F. For punitive or exemplary damages.  
9  
10 G. For the plaintiffs' costs of suit.  
11  
12 H. For such other relief as the court deems just and proper.

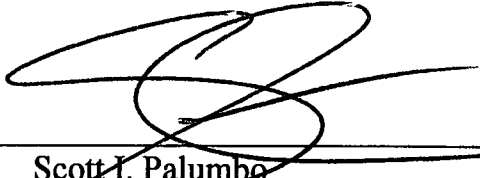
DATED this 16<sup>th</sup> day of March, 2018.

PATTON LAW, P.C.

AND

PALUMBO WOLFE & PALUMBO, P.C.

By

  
\_\_\_\_\_  
Scott I. Palumbo  
2800 N. Central Ave., Suite 1400  
Phoenix, Arizona 85004  
Attorneys for Plaintiffs

21 ORIGINAL of the foregoing filed  
22 this 16<sup>th</sup> day of March, 2018, with:

23 Clerk of the Superior Court  
24 Maricopa County Superior Court  
25 201 W. Jefferson Street  
Phoenix, Arizona 85003

26  
27 By   
28

**COPY**

MAR - 6 2018



MICHAEL K. JEANES, CLERK  
R. MALLARD  
DEPUTY CLERK

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15 (*pro hac vice pending*)

16 Attorneys for Plaintiffs

17 **SUPERIOR COURT OF ARIZONA**  
18 **MARICOPA COUNTY**

19 MARY MAJOR, individually, and as the  
20 representative of THE ESTATE OF EL WYN  
21 WEBB; JOSHUA WEBB,

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COMPANY; CIRCLE K TERMINAL LLC;  
BP PRODUCT NORTH AMERICA;  
EXXON MOBIL CORPORATION D/B/A

No. CV 2018-003217

**PLAINTIFFS' CERTIFICATE OF  
COMPULSORY ARBITRATION**

1 MOBIL OIL CORP.; CHEVRON U.S.A.  
2 INC.; PRO-PETROLEUM INC.; VALERO  
3 MARKETING AND SUPPLY COMPANY;  
4 JOHN DOES I-V; AND BLACK  
5 CORPORATIONS I-V,

6  
7 Defendants.

8 The undersigned certifies that he knows the dollar limits and any other limitations set  
9 forth by the local rules of practice for the applicable superior court, and further certifies that this  
10 case is not subject to compulsory arbitration, as provided by Rules 72 through 76 of the Arizona  
11 Rules of Civil Procedure.

12 DATED this 6<sup>th</sup> day of March, 2018.

13  
14 PATTON LAW, P.C.

15 AND

16 PALUMBO WOLFE & PALUMBO, P.C.

17  
18  
19 By 

20 Scott I. Palumbo  
21 2800 N. Central Ave., Suite 1400  
22 Phoenix, Arizona 85004  
23 Attorneys for Plaintiffs

24 ORIGINAL of the foregoing e-filed  
25 this 6<sup>th</sup> day of March, 2018, with:

26 Clerk of the Superior Court  
27 Maricopa County Superior Court  
28 201 W. Jefferson Street  
Phoenix, Arizona 85003

By Susan Hoffman

**COPY**



MAR - 6 2018

MICHAEL K. JEANES, CLERK  
R. MALLARD  
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16 Attorneys for Plaintiffs

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28

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

MARY MAJOR, individually, and as the  
representative of THE ESTATE OF ELWYN  
WEBB; JOSHUA WEBB,

Plaintiffs,

v.

SFPP, L.P.; KINDER MORGAN ENERGY  
PARTNERS, L.P.; KINDER MORGAN  
G.P., INC.; KINDER MORGAN  
OPERATING L.P. "D"; CALJET OF  
AMERICA, LLC; CALJET II LLC; SHELL  
OIL COMPANY; EQUILON  
ENTERPRISES LLC; CONOCOPHILLIPS  
COMPANY; ATLANTIC RICHFIELD  
COMPANY D/B/A ARCO PRODUCTS  
COMPANY; CIRCLE K TERMINAL LLC;  
BP PRODUCT NORTH AMERICA;  
EXXON MOBIL CORPORATION D/B/A

No. CV 2018-003217

**PLAINTIFFS' DEMAND  
FOR JURY TRIAL**

1 MOBIL OIL CORP.; CHEVRON U.S.A.  
2 INC.; PRO-PETROLEUM INC.; VALERO  
3 MARKETING AND SUPPLY COMPANY;  
4 JOHN DOES I-V; AND BLACK  
CORPORATIONS I-V,

5 Defendants.

6  
7 Pursuant to Rule 38, Arizona Rules of Civil Procedure, the plaintiffs hereby demand a  
8 jury trial in the above-entitled matter.

9 DATED this 6<sup>th</sup> day of March, 2018.

10 PATTON LAW, P.C.

11 AND

12 PALUMBO WOLFE & PALUMBO, P.C.

13  
14  
15  
16 By 

17 Scott I. Palumbo  
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Attorneys for Plaintiffs

20 ORIGINAL of the foregoing filed  
21 this 10<sup>th</sup> day of March, 2018, with:

22 Clerk of the Superior Court  
23 Maricopa County Superior Court  
24 201 W. Jefferson Street  
25 Phoenix, Arizona 85003

26 By   
27  
28